1947.

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File No. B Board of Indian Systems of Medicine 47

Legal DEPARTMENT

B BRANCH

Subject:— Bill No. XXXIX of 1947

A Bill to provide for the extension of the term of office of the members of Board of Indian System of medicine, Bombay

Bombay Act No. XLIV of 1947

File No. B Board of Indian Systems of Medicine (Extension of Term)/47

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1.	P.S.to H.E.& L.S.D. No.8086, dated 6th August 1947.	Draft Bill	1-2.
2.	G.S.,L.D., No.11514, dt.2nd Dec. 1947.	Seeking Governor's Assent.	3-6.
3.	L.D.,R.I. No.15861, dt.16-12-47.	Governor's assent.	7-8.
4.	G.S.,L.D., No.8995, dt.3-9-47.	Publication of the Bill	9-14. 11 to 14 not typed
5.	G.S.,L.D. No.11956, dt.12-12-47.	Publication of the Act.	15-20. 17 to 46 not typed
6.	---	Bill, Act and Debates.	21-46.

MP.
1/6/53.

Office of the R.L.A.

A revised draft Bill, together with a Statement of Objects and Reasons, is sent herewith.

2. The proposed draft Bill is intra vires the Provincial Legislature under section 100(2), read with entry 16 in the Concurrent Legislative List in the Seventh Schedule to the Government of India Act, 1935. As the Bill contains no provision which is repugnant to any existing Indian law relating to any entry in the Concurrent Legislative List, it is not necessary to reserve it for the consideration of the Governor General with reference to section 107(2) of the Government of India Act, 1935. It does not affect any special responsibility of the Governor under section 52(1) thereof or require any sanction under the said Act.

Sd. D.V.Vyas

Remembrancer of Legal Affairs.

U.R.to H.& L.G.D.,No.3086, dated the 6th August 1947.

MRP.
14/5/56.

No.11514.

Legal Department,

Bombay Castle, 2nd December 1947.

From

P.M.Lad, Esquire, I.C.S.,

Secretary to the Government of Bombay.

To

The Private Secretary to the Governor of Bombay.

Subject:- A Bill to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay.

Sir,

With reference to section 75 of the Government of India Act, 1935, I am directed to forward herewith for the assent of His Excellency the Governor, the authentic copy of the Bill to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay, which was read for the third time and passed at the meetings of the Bombay Legislative Assembly and the Bombay Legislative Council held on the 12th September 1947 and on the 20th October & 1947, respectively.

2. The subject-matter of the Bill falls under entry 16 in List III in the Seventh Schedule to the Government of India Act, 1935.

3. As the Bill does not contain any provision repugnant to the provisions of any earlier Dominion law or existing law relating to a matter in the Concurrent Legislative List, it is not necessary to reserve the Bill for the consideration of the Governor General with reference to section 107(2) of the Government of India Act, 1935.

4. The date on which His Excellency the Governor's assent

is

1. Bill as introduced in the Bombay Legislative Assembly with the Statement of Objects and Reasons.

2. Bill as read for the third time and passed by the Bombay Legislative Assembly and as introduced in the Bombay Legislative Council.

3. Bill as read for the third time and passed by the Bombay Legislative Council.

4. Extracts from the proceedings of the Bombay Legislative Assembly dated the 12th September 1947 and of the Bombay Legislative Council dated the 20th October 1947.

is given may kindly be entered in the endorsement.

5. I also forward herewith one copy of each of the papers noted in the margin.

The Bill was not referred to a Select Committee.

I have the honour to be,

Sir,

Your most obedient servant,

Sd. P.M.Lad,

Secretary to Government.

Through

The Secretary to the Government of Bombay,

Health and Local Government Department.

MRP.
14/5/56.

No.P.S.G.5693.
Office of the Private Secretary to the Governor,
Government House,
Bombay, 9th December 1947.

From

L.E.Bagshawe, Esquire, I.C.S.,
Private Secretary to the Governor of Bombay.

To

The Secretary to the Government of Bombay,
Legal Department.

Subject:- The Board of Indian System of Medicine (Extension of Term) Bill, 1947.

Sir,

With reference to your letter No.11514, dated the 2nd December 1947, on the subject noted above, I return herewith, with His Excellency the Governor's assent signified thereon, the authentic copy of the Board of Indian System of Medicine (Extension of Term) Bill, 1947.

Your obedient servant,

Sd. L.E.Bagshawe,
Private Secretary
to the Governor of Bombay

MRP.
14/5/56.

Bills.

A Bill to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay.

GOVERNMENT OF BOMBAY.

Legal Department.

Resolution No.8996.

Bombay Castle, 3rd September 1947.

Memorandum from the Health and Local Government Department No.3334/33-H, dated the 2nd September 1947.- Transferring for necessary action the papers relating to a Bill to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay.

RESOLUTION:- The Bill with the Statement of Objects and Reasons should be forwarded to the Manager, Government Central Press, Bombay, for publication in the Bombay Government Gazette, dated the 3rd September 1947, as Bill No.XXXIX of 1947.

2. The Bill and the Statement of Objects and Reasons should be translated into Marathi, Gujarati, Kannada and Hindustani (in Urdu and Devnagari scripts) and the translations should be published in the Bombay Government Gazette on the 6th September 1947.

3. The dates of the various publications should be reported to the Bombay Legislature Department.

By order of the Governor of Bombay,

Sd. S.B.Palekar,

Deputy Secretary to Government.

To

The Manager, Government Central Press, Bombay (with the Bill and S.O.R. and with a request that 230 Gazette copies of the Bill and the S.O.R. may be forwarded to the Bombay Legislature Department for distribution to the members of the Bombay Legislative Assembly and 25 copies for the use of the Legal Department and 20 copies for the use of the Health and Local Government Department. 30 copies of the Bill in English and 20 copies in each of the regional languages should be kept in stock for sale to the public).

The Health and Local Government Department,
*The Oriental Translator to Government,
The Bombay Legislature Department,
The Director of Publicity, Bombay,
} with a copy of the Bill and S.O.R.

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*With five extra copies of the Bill.

MBP.
14/9/56.

Acts.

Publication of the Board of Indian Systems of Medicine (Extension of Term) Act, 1947.

GOVERNMENT OF BOMBAY.
Legal Department. -
Resolution No.11956.
Bombay Castle, 12th December 1947.

Letter to the Private Secretary to the Governor, No.11514, dated the 2nd December 1947.

Letter from the Private Secretary to the Governor, No.P.S.G.-5693, dated the 9th December 1947.

"With reference to your letter No.11514, dated the 2nd December 1947, on the subject noted above, I return herewith, with His Excellency the Governor's assent signified thereon, the authentic copy of the Board of Indian System of Medicine (Extension of Term) Bill, 1947."

RESOLUTION:- The law should be published as Bombay Act No.XLIV of 1947, in the Bombay Government Gazette dated the 12th December 1947.

2. The Act should be translated into Marathi, Gujarati, Kannada and Hindustani (in Urdu and Devnagari scripts) and the translations should be published in the Bombay Government Gazette.

3. A copy of the Act should be forwarded to the Health and Local Government Department with reference to the Memorandum from that Department No.3334/33-H, dated the 2nd September 1947.

By order of the Governor of Bombay,

Sd. S.B.Palekar,
Deputy Secretary to Government.

To

The Manager, Government Central Press, Bombay, (with a copy of the Act and with a request that 30 Gazette copies of the Act may be forwarded to the Legal Department),

The Health and Local Government Department,
*The Oriental Translator to Government,
The Bombay Legislature Department,
The Director of Publicity, Bombay,
} with a copy of the Act.

*With five extra copies of the Act.

MRP.
14/5/56.

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Bombay Act No. XLIV of 1947.

~~L. A. BILL No. XXXIX OF 1947.~~

An Act ~~Bill~~ *to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay.*

(As read for the third time and passed by the Legislative Assembly on the 12th September 1947.)

(As read for the third time and passed by the Legislative Council on the 20th October 1947.)

WHEREAS it is expedient to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay; It is hereby enacted as follows :—

Short title and duration.

1. (*1*) This Act may be called the Board of Indian Systems of Medicine (Extension of Term) Act, 1947.

(*2*) It shall remain in force up to and inclusive of the 15th day of March 1949.

Extension of term of office of members of Board of Indian systems of medicine, Bombay.

2. Notwithstanding anything contained in sub-section (*1*) of section 6 of the Bombay Medical Practitioners' Act, 1938, hereinafter called "the said Act", the term of office of the members of the Board of Indian systems of medicine, Bombay, which by reason of the provisions of the said sub-section would have expired in March 1948 is hereby extended up to and inclusive of the 15th day of March 1949 which day for the purposes of the said Act shall be deemed to be the day of termination of office of the members and no elections or nominations shall be held or made to fill the vacancies of the said members on the expiry of the quinquennium in March 1948, notwithstanding anything contained in the said Act.

Bom. XXVI of 1938.

Government of Bombay

LEGAL DEPARTMENT

[L. A. BILL No. XXXIX OF 1947.]

(As read for the third time and passed by the Legislative Assembly on the 12th September 1947.)

(As read for the third time and passed by the Legislative Council on the 20th October 1947.)

A Bill to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay.

[Dr. M. D. D. GILDER, M.L.A.

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS.

[To be translated into Marathi, Gujarati, Kannada and Hindustani (in Urdu and Devnagari scripts) and the translations to be published in the "Bombay Government Gazette". The dates of publication to be reported.]

The following Bill is published under the proviso to [rule 80 of the Bombay Legislative Assembly Rules :—

L. A. BILL No. XXXIX OF 1947.

A Bill to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay.

WHEREAS it is expedient to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay; It is hereby enacted as follows :—

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Bom. XXVI of 1938.

STATEMENT OF OBJECTS AND REASONS.

The term of office of the members of the Board of Indian systems of medicine, Bombay, is due to expire on the 16th March 1948. Ordinarily appointments to the said Board should be made before the said date.

2. Government has appointed a Committee to report on the working of the Bombay Medical Practitioners' Act, 1938, which has been requested, among other things, to consider and make recommendations to Government in regard to the amendments necessary in the Bombay Medical Practitioners' Act, 1938, and the rules and regulations framed thereunder. It is expected that the Committee is likely to suggest important changes in respect of the constitution of the Board of the Indian systems of medicine, Bombay. If elections or nominations are held or made in 1948, the new Board will continue in office for a period of five years, so that it will not be possible to give effect to the Committee's recommendations in regard to the revised constitution of the Board until the expiry of the quinquennium. It is necessary that any reforms suggested by the Committee in the constitution of the Board should be given effect to as early as possible. It is, therefore, proposed to extend the term of office of the said Board by one year to enable Government to constitute a new Board, as soon as it is in a position to pass orders on the Committee's recommendations in this respect.

The Bill is intended to achieve the above object.

Dated 2nd September 1947. (Signed) M. D. D. GILDER.

By order of the Governor of Bombay,

P. M. LAD,
Secretary to the Government of Bombay,
Legal Department.

Bombay, dated 3rd September 1947.

BOMBAY: PRINTED AT THE GOVERNMENT CENTRAL PRESS.

L. A. BILL No. XXXIX OF 1947.

A Bill to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay.

(As read for the third time and passed by the Legislative Assembly on the 12th September 1947.)

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Bom. XXVI of 1938.

KO-II Bk Hb 154—1

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The Bill is intended to achieve the above object.

Dated 2nd September 1947. M. D. D. GILDER.

Government of Bombay

LEGAL DEPARTMENT

[L. A. BILL No. XXXIX OF 1947]

(As read for the third time and passed by the Legislative Assembly on the 12th September 1947.)

A Bill to provide for the extension of the term of office of the members of the Board of Indian systems of medicine, Bombay.

[Dr. M. D. D. GILDER, M.L.A.]

MO-II Bk Hb 154—2

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS.